

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TIME SQUARE CONSTRUCTION, INC.

Plaintiff,

V.

BUILDING AND CONSTRUCTION TRADES COUNCIL OF GREATER NEW YORK, ENTERPRISE ASSOCIATION OF STEAMFITTERS LOCAL 638 OF THE UNITED ASSOCIATION, CEMENT AND CONCRETE WORKERS LOCAL 20 OF THE LABORERS INTERNATIONAL UNION OF NORTH AMERICA, UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA LOCAL 608, LOCAL #46 METALLIC LATHERS UNION AND REINFORCING IRONWORKERS OF NEW YORK AND VICINITY OF THE INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL, ORNAMENTAL AND REINFORCING IRON WORKERS, INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 14-14B, INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 15D, AFFILIATED WITH THE AFL-CIO, LABORERS LOCAL 79, A CONSTITUENT LOCAL UNION OF THE MASON TENDERS DISTRICT COUNCIL OF GREATER NEW YORK, AFFILIATED WITH LABORERS INTERNATIONAL UNION OF NORTH AMERICA, MASON TENDERS DISTRICT COUNCIL OF GREATER NEW YORK, DISTRICT COUNCIL OF NEW YORK CITY AND VICINITY OF THE UNITED BROTHERHOOD OF CARPENTERS, JOINERS OF AMERICA, AFL-CIO AND LOCAL UNION 3, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, AND TEAMSTERS LOCAL 282 A/W INTERNATIONAL BROTHERHOOD OF TEAMSTERS, AFL-CIO

Defendants.

07 CIV 07403 (RJS)

ECF CASE

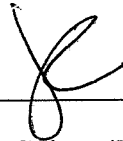
**NOTICE OF MOTION
FOR LEAVE TO FILE AN
AMENDED COMPLAINT**

X

PLEASE TAKE NOTICE that, upon all the prior pleadings, and the accompanying memorandum of law, Plaintiff, Time Square Construction, Inc. ("Time Square" or "Plaintiff"), by its attorneys McDermott Will & Emery LLP, will move this Court on a date and at a time to be designated by the Court, at the United States Courthouse located at 500 Pearl Street, New York, New York for an Order, pursuant to Rules 15(a) and 21 of the Federal Rules of Civil Procedure, granting Plaintiff leave to file an Amended Complaint in the form annexed hereto.

Dated: New York, New York
January 15, 2008

McDERMOTT WILL & EMERY LLP

By:  _____

Joel E. Cohen (JEC5312)
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*Attorneys for Plaintiff
Time Square Construction, Inc.*

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